

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Ing *et al.*

Confirmation No. 5258

Serial No. 10/518,152

Art Unit: 2629

Filed: December 9, 2004

Examiner: Leonid Shapiro

For: METHOD FOR LOCATING AN
IMPACT ON A SURFACE AND
DEVICE THEREFOR

Attorney Docket No. 401370-
999001

**SECOND SUBMISSION UNDER 37 CFR § 1.28(c) AND NOTIFICATION OF LOSS
OF SMALL ENTITY STATUS UNDER 37 CFR § 1.27(g)(2)**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Small entity status was established in the above-identified application in good faith. Upon further investigation, attorneys for Applicants now believe that small entity status may not have been proper at the time when the application was filed. Thus, while payment of prosecution fees during the prosecution of the above-identified application were paid as small entity and such payments were made in good faith, they were in error. Applicants wish to make this submission under 37 CFR § 1.28(c), thereby paying the fee deficiency in certain patent prosecution fees and to notify the United States Patent Office of loss of entitlement to small entity status.

Pursuant to 37 CFR § 1.28(c)(2), itemized below are the charges that were erroneously paid as a small entity.


Filing Date of Original Paper/Fee	Type of Fee Paid	Column A Current Fee Amount As a Large Entity	Column B Amount Originally Paid	Deficiency (Column A – Column B)
December 9, 2004	Basic filing fee	\$300	\$150	\$150
December 9, 2004	Examination fee	\$200	\$100	\$100
December 9, 2004	Utility search fee	\$500	\$250	\$250

Filing Date of Original Paper/Fee	Type of Fee Paid	Column A Current Fee Amount As a Large Entity	Column B Amount Originally Paid	Deficiency (Column A – Column B)
December 9, 2004	Total chargeable claims	\$1200	\$600	\$600
December 9, 2004	Independent claims in excess of three	\$400	\$100	\$300
September 27, 2007	Petition for Extension of Time	\$1020	\$510	\$510
Total Deficiency Owed				\$1910

Please charge the total deficiency owed, estimated to be \$1910, to Jones Day Deposit Account No. 50-3013. If there is any other fee associated with the erroneous payment of the small entity issue fee, please charge such fee to Jones Day Deposit Account No. 50-3013. Pursuant to 37 CFR § 1.28(d), Applicants respectfully request that this submission be treated as a notification of loss of small entity status under 37 CFR § 1.27(g)(2).

Respectfully submitted,

Date: March 3, 2008


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